

**STATE OF ILLINOIS**  
**ILLINOIS COMMERCE COMMISSION**

<b>COMMONWEALTH EDISON COMPANY</b>	:	
	:	
<b>Petition for approval of delivery services</b>	:	
<b>tariffs and tariff revisions and of residential</b>	:	<b>No. 01-0423</b>
<b>delivery services implementation plan, and</b>	:	
<b>for approval of certain other amendments</b>	:	
<b>and additions to its rates, terms, and</b>	:	
<b>conditions</b>	:	

**MOTION FOR CLARIFICATION OF INTERIM ORDER**

The Staff of the Illinois Commerce Commission ("Staff"), by its attorneys, pursuant to 83 Ill. Admin. Code Section 200.190, respectfully requests that the Illinois Commerce Commission ("Commission") clarify its Interim Order entered April 1, 2002 in the above entitled matter. In support of this Motion Staff states as follows:

1. On April 1, 2002, the Commission entered its Interim Order in the above-entitled matter. The Commission approved for Commonwealth Edison Company ("ComEd" or "Company") a jurisdictional delivery services revenue requirement of \$1,570,150,000 (Int. Order, pp. 30, 152 and Appendix A, Schedule 1, Line 3, column F) and a net jurisdictional delivery services rate base of \$3,590,583,000 (Int. Order p. 152 and Appendix A, Schedule 3, Line 18, column D).

2. In reaching the jurisdictional delivery services revenue requirement and the net jurisdictional delivery services rate base the Commission made certain

adjustments to ComEd's proposed revenue requirement and proposed rate base.

Those adjustments are discussed in detail in the Interim Order.

3. Staff has reviewed the Interim Order and its attached Appendix A, and has identified what it believes are differences between the Interim Order's discussion of adjustments to the Company's proposed revenue requirement and rate base, and the figures contained in its Appendix A which should reflect those adjustments. Attachment 1 to this motion sets forth concerns as to these differences, along with suggestions for reconciling the differences. Staff respectfully requests that the Commission clarify its Interim Order in accordance with Attachment 1 to this Motion.

WHEREFORE, the Staff of the Illinois Commerce Commission respectfully requests that the Illinois Commerce Commission clarify its Interim Order entered on April 1, 2002, for the reasons stated above.

Respectfully submitted,

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April 8, 2002

Counsel for the Staff of the  
Illinois Commerce Commission

**COMMONWEALTH EDISON COMPANY**  
**RECONCILIATION OF APRIL 1, 2002 INTERIM ORDER WITH APPENDICES**  
**DOCKET NO. 01-0423**

ISSUE	CONCERN	DISCUSSION	SOLUTION
Plant placed in service 2 <sup>nd</sup> quarter 2001	The schedules do not reflect the accepted adjustment.	The Interim Order, on page 44, accepts Staff's adjustment. In doing so, the Interim Order retains the original language of the Post Exceptions Proposed Order (PEPO). However, the Interim Order's schedules omit the adjustment. The adjustment was included in the Proposed Order's schedules.	<ol style="list-style-type: none"> <li>1. If the Commission's intention is to accept the adjustment, then the adjustment should be reflected in the Interim Order's schedules in the same way that it is reflected in the Proposed Order's schedules. (See Proposed Order Appendix A, Schedule 2, p. 4, col. AA; and Schedule 4, cols. G, H and K)</li> <li>2. If the Commission's intention is to reject the proposed adjustment, then the language on page 44 of the Interim Order should be modified accordingly. (See p. 20 of ComEd BOE)</li> </ol>
Distribution Salaries and Wages	The schedules do not reflect final adjustment amount.	The Interim Order on page 79 accepts Staff's adjustment. However, the attached schedules reflect an earlier amount (\$14,183,000) rather than the final amount for the adjustment (\$9,739,000).	The adjustment in Appendix A, Schedule 2, page 4 of 5, column DD should be changed from (14,183) to (9,739).
Uncollectible Expense	The Order's language rejects the adjustment but the Order includes it in the schedules.	The Interim Order, on page 105, rejects Staff's adjustment. In doing so, the Interim Order retains the original language of the PEPO. However, the Interim Order's schedules reflect the adjustment. The adjustment was not included in the PEPO's schedules.	<ol style="list-style-type: none"> <li>1. If the Commission's intention is to accept the adjustment, then the language on page 105 of the Interim Order should be modified in the manner presented on page 26 of Staff's Brief on Exceptions.</li> <li>2. If the Commission's intention is to reject the adjustment, then the adjustment should be removed from Appendix A, Schedule 2, page 1, column F.</li> </ol>
Electricity Distribution Tax Average Refund	The Order accepts this adjustment but fails to reflect it in the schedules.	The Interim Order, on page 108 accepts ComEd's adjustment in the amount of \$1,192,000 for Illinois Electricity Distribution Tax average refunds. However, the schedules in Appendix A do not reflect this adjustment. The Proposed Order contains identical language on its page 106 and its appendix reflects the adjustment on its Schedule 2, page 5, column JJ.	<ol style="list-style-type: none"> <li>1. If the Commission's intention is to accept the adjustment, then the adjustment should be included in Appendix A in the same way it is reflected in the Proposed Order's Appendix. (See Proposed Order Appendix A, Schedule 2, p. 5, col. JJ)</li> <li>2. If the Commission's intention is to reject this adjustment then the language on pages 105 and 108 should be</li> </ol>

Docket No. 01-0423  
Motion for Clarification of Interim Order  
Attachment 1

			modified accordingly.
Electricity Distribution Tax & True-Up	The Order accepts this adjustment but fails to reflect it in the schedules	The Interim Order, on page 108 accepts ComEd's adjustment in the amount of \$3,775,000 for Illinois Electricity Distribution Tax True-Up. However, the schedules in Appendix A do not reflect this adjustment. The Proposed Order contains identical language on its page 106 and its appendix reflects the adjustment on its Schedule 2, page 5, column KK.	<ol style="list-style-type: none"> <li>1. If the Commission's intention is to accept the adjustment, then the adjustment should be included in Appendix A in the same way it is reflected in the Proposed Order's Appendix. (See Proposed Order Appendix A, Schedule 2, p. 5, col. KK)</li> <li>2. If the Commission's intention is to reject this adjustment then the language on pages 105 and 108 should be modified accordingly</li> </ol>
Use Tax	The Order's language and schedules present two different amounts for the adjustment.	The Interim Order, on page 109, accepts in part CGI's adjustment to ComEd's use tax. In so doing, the Order indicates that the amount of the adjustment is \$506,000. In Appendix A on Schedule 2, page 1, column H, the Order then reflects the amount of Staff's \$1401,000 adjustment rather than the \$506,000 adjustment in the body of the Order.	<ol style="list-style-type: none"> <li>1. If the Commission's intention is to reflect an adjustment of \$506,000, then Appendix A, Schedule 2, page 1, column H should be modified accordingly.</li> <li>2. If the Commission's intention is to accept Staff's adjustment as is currently reflected in Appendix A, then the language on page 109 of the Interim Order should be revised consistent with the language on page 27 of Staff's BOE.</li> </ol>
Payroll Tax	The adjustment amount does not correspond to the related adjustments.	The Interim Order, on page 107, discusses how payroll taxes should be adjusted to correspond to payroll adjustments using a rate of 8%. The amount reflected on Schedule 2, page 2, column O is a \$2,613,000 reduction. The correct amount for the reduction is \$3,392,000 $[(8,096,000 + 12,181,000 + 12,380,000 + 9,739,000) * .08]$ . This amount reflects the effects of the adjustments for Employee Layoffs, Salaries and Wages related to Incentive Compensation, and Distribution Salaries and Wages.	The amount on Schedule 2, page 2, column O, line 11 should be changed from (2,613) to (3,392).